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7 Attorneys for Plaintiff

8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10
11 UNITED FABRICS INTERNATIONAL, INC., a California Corporation,
12

13 Plaintiff,

14 vs.

15
16 DESIGN COLLECTION, INC., a
California Corporation; ROSS STORES,
17 INC., a California Corporation; G.S.L.,
18 INC., a California Corporation; JODI
KRISTOPHER, INC., a New York
19 Corporation; PRIDE & JOYS, INC., a
New York Corporation; LARRY
20 HANSEL CLOTHING, LLC, a New York
21 Corporation; MACYS RETAIL
22 HOLDINGS, INC., an Ohio Corporation;
and DOES 1-10,
23

24 Defendants.

Case No.:

CV11 02541 DSF PLA_x

PLAINTIFF'S COMPLAINT FOR:

1. COPYRIGHT INFRINGEMENT;
2. VICARIOUS AND/OR CONTRIBUTORY COPYRIGHT INFRINGEMENT
3. VIOLATION OF 17 U.S.C. § 106(2); and
4. BREACH OF CONTRACT

Jury Trial Demanded

FILED
11 MAR 25 PM 2:58
CLERK U.S. DISTRICT COURT
CENTRAL DIST. OF CALIF.
LOS ANGELES

1 Plaintiff, UNITED FABRICS INTERNATIONAL, INC. (hereinafter “UFI” or
2 “Plaintiff”), by and through its undersigned attorneys, hereby prays to this honorable
3 Court for relief based on the following:

4 **INTRODUCTION**

5 Plaintiff creates and obtains rights to unique two-dimensional graphic artworks
6 for use on textiles, which textiles are transacted primarily in the fashion industry.
7 Plaintiff owns these designs in exclusivity and makes sales of products bearing these
8 designs for profit. Plaintiff’s business is predicated on its ownership of these designs
9 and it spends a considerable amount of time and resources creating and obtaining top-
10 quality, marketable and aesthetically-appealing designs. Ongoing and potential
11 customers of Plaintiff obtain design samples from the company with the
12 understanding and agreement that they will only utilize UFI to reproduce said designs
13 should they wish to do so, and will not seek to print the designs elsewhere, or make
14 minor changes to Plaintiff’s proprietary work to reproduce the same elsewhere.
15 Despite this agreement, and UFI’s exclusive ownership of the copyrights in its
16 designs, parties will still exploit and print UFI’s exclusive designs through third
17 parties domestically and abroad. The defendants in this case have imported,
18 purchased and sold without permission product bearing Plaintiff’s proprietary,
19 registered textile designs.

20 **JURISDICTION AND VENUE**

21 1. This action arises under the Copyright Act of 1976, Title 17 U.S.C., § 101
22 *et seq.*

23 2. This Court has federal question jurisdiction under 28 U.S.C. § 1331 and
24 1338 (a) and (b).

25 3. Venue in this judicial district is proper under 28 U.S.C. § 1391(c) and
26 1400(a) in that this is the judicial district in which a substantial part of the acts and
27 omissions giving rise to the claims occurred.

PARTIES

4. Plaintiff UFI is a corporation organized and existing under the laws of the State of California with its principal place of business in Los Angeles County.

5. Plaintiff is informed and believes and thereon alleges that Defendant DESIGN COLLECTION, INC. ("DCI") is a corporation organized and existing under the laws of the State of California and doing business in and with the state of California.

6. Plaintiff is informed and believes and thereon alleges that Defendant ROSS STORES, INC. ("ROSS") is a corporation organized and existing under the laws of the State of California and doing business in and with the state of California.

7. Plaintiff is informed and believes and thereon alleges that Defendants G.S.L, INC. and JODI KRISTOPHER, INC. (collectively "JKI") are related corporations organized and existing under the laws of the State of New York and doing business in and with the state of California.

8. Plaintiff is informed and believes and thereon alleges that Defendant LARRY HANSEL CLOTHING, LLC. ("LHCL") is a limited liability company organized and existing under the laws of the State of New York and doing business in and with the state of California.

9. Plaintiff is informed and believes and thereon alleges that Defendant PRIDE & JOYS, INC. (PJI") is a limited liability company organized and existing under the laws of the State of New York and doing business in and with the state of California.

10. Plaintiff is informed and believes and thereon alleges that Defendant MACY'S RETAIL HOLDINGS, INC. ("MACYS") is a corporation organized and existing under the laws of the State of Ohio and doing business in and with the state of California.

1 reproduction and/or subsequent sales of product featuring the Subject Designs as
2 alleged hereinabove.

3 40.Plaintiff is informed and believes and thereon alleges that Defendants, and
4 each of them, are vicariously liable for the infringement alleged herein because they
5 had the right and ability to supervise the infringing conduct and because they had a
6 direct financial interest in the infringing conduct.

7 41.By reason of the Defendants', and each of their, acts of contributory and
8 vicarious infringement as alleged above, Plaintiff has suffered and will continue to
9 suffer substantial damages to its business in an amount to be established at trial, as
10 well as additional general and special damages in an amount to be established at
11 trial.

12 42.Due to Defendants' acts of copyright infringement as alleged herein,
13 Defendants, and each of them, have obtained direct and indirect profits they would
14 not otherwise have realized but for their infringement of the Subject Designs. As
15 such, Plaintiff is entitled to disgorgement of Defendants' profits directly and
16 indirectly attributable to Defendants' infringement of the Subject Designs, in an
17 amount to be established at trial.

18 43. Plaintiff is informed and believes and thereon alleges that the infringement
19 of UFI's copyrighted designs was willful, reckless, and/or in blatant disregard for
20 UFI's rights as a copyright holder, and as such claims willful, exemplary and
21 enhanced statutory damages.

22 **THIRD CLAIM FOR RELIEF**

23 (For Violation of 17 U.S.C. 106(b) - Against DC)

24 44.Plaintiff repeats, realleges and incorporates herein by reference as though
25 fully set forth the allegations contained in the preceding paragraphs of this
26 Complaint.
27
28

1 products it was advertising, promoting, or publishing were authorized by Plaintiff,
2 and/or created from fabric for which Plaintiff was paid.

3 51. PJI and JKI, when receiving Plaintiff's samples and/or fabric bearing the
4 Subject Designs, expressly and impliedly promised to seek authorization from
5 Plaintiff before using any of the Subject Designs in any manner, and promised to pay
6 Plaintiff for the use of the Subject Designs if it chose to use any of them in any way.
7 This promise to pay for use of one of the Subject Designs was discrete from PJI and
8 JKI's promise not to infringe any of the Subject Designs.

9 52. Plaintiff provided the Subject Designs to PJI and JKI while negotiating a
10 possible purchase by PJI and JKI of Plaintiff's products. When providing the Subject
11 Designs to PJI and JKI, Plaintiff clearly indicated that PJI and JKI was receiving
12 samples of the Subject Designs with the condition that PJI and JKI was to tender to
13 Plaintiff the reasonable value of use of any of the Subject Designs if PJI and JKI was
14 to make use of any of the Subject Designs.

15 53. Plaintiff and PJI and JKI engaged in the transactions set forth herein,
16 wherein Plaintiff submitted the Subject Designs to PJI and JKI with the
17 understanding and expectation, clearly understood by said parties, that Plaintiff
18 would first authorize, and then be paid for, any use of any of the Subject Designs by
19 PJI and JKI.

20 54. Plaintiff would not have disclosed the Subject Designs to PJI and JKI
21 without PJI and JKI's agreement to the stipulations and conditions regarding
22 Plaintiff's authorization of, and payment receipt for, any use of the Subject Designs
23 by PJI and JKI.

24 55. Despite this knowledge and understanding, PJI and JKI created or had
25 created, product bearing one or more of the Subject Designs, or a derivation thereof,
26 and published, advertised, sold, and promoted such products. In doing so, PJI and
27 JKI failed to seek Plaintiff's authorization before using the Subject Designs, and

1 failed to pay Plaintiff for use of the Subject Designs, in violation of the parties'
2 express and implied agreements as to same.

3 56. Due to the above, Plaintiff has suffered general and special damages, in an
4 amount to be established at trial.

5 **PRAYER FOR RELIEF**

6 Wherefore, Plaintiff prays for judgment as follows:

7 **Against All Defendants**

8 1. **With Respect to Each Claim for Relief**

- 9 a. That Defendants, their agents and employees be enjoined from
10 infringing Plaintiff's copyrights in any manner, specifically those for the
11 Subject Designs;
- 12 b. That Plaintiff be awarded all profits of Defendants plus all losses of
13 Plaintiff, plus any other monetary advantage gained by the Defendants
14 through their infringement, the exact sum to be proven at the time of
15 trial, or, if elected before final judgment, statutory damages as available
16 under the Copyright Act, 17 U.S.C. § 101 et seq.;
- 17 c. That Plaintiff be awarded additional, enhanced, and elevated damages
18 given the reckless and willful nature of the acts alleged;
- 19 d. That Plaintiff be awarded its attorneys' fees as available under the
20 Copyright Act U.S.C. § 101 et seq.;
- 21 e. That Defendants, and each of them, account to Plaintiff for their profits
22 and any damages sustained by Plaintiff arising from the foPJI and
23 JKling acts of infringement;
- 24 f. That Plaintiff be awarded pre-judgment interest as allowed by law;
- 25 g. That Plaintiff be awarded the costs of this action;
- 26 h. That Plaintiff be awarded general and special damages; and
- 27
- 28

1 i. That Plaintiff be awarded such further legal and equitable relief as the
2 Court deems proper.

3 A TRIAL BY JURY PURSUANT TO FED. R. CIV. P. 38 AND
4 CONSTITUTIONAL AMENDMENT SEVEN IS HEREBY DEMANDED.

5 Respectfully submitted,

6
7 Dated: March 24, 2011

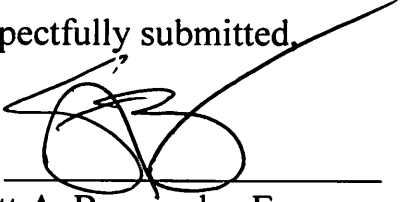
8 By: 
9 Scott A. Burroughs, Esq.
10 DONIGER / BURROUGHS
11 Attorneys for Plaintiff
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EXHIBIT 1



Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

JUN 01 2009

Marybeth Peters

Register of Copyrights, United States of America

Registration Number:

VAu 980-258

Effective date of
registration:

January 28, 2009

Title

Title of Work: 2009 GEO-FLORAL COLLECTION I

Contents Titles: 4149, 4158, 4170, 4169, 4104, 4148, 4136, G272, G273, G276, G208, G213, G259, 2141, 2116, 2161, 2158, 2145, 2157, 2147, 2108, 2111, 2110, 2170, 2164, 2132.

Completion/ Publication

Year of Completion: 2008

Author

■ Author: UNITED FABRICS INTERNATIONAL, INC.

Author Created: 2-D artwork

Work made for hire: Yes

Domiciled in: United States

Copyright claimant

Copyright Claimant: UNITED FABRICS INTERNATIONAL, INC.

1723 SOUTH CENTRAL AVE., LOS ANGELES, CA, 90021, United States

Transfer Statement: By written agreement

Limitation of copyright claim

Material excluded from this claim: 2-D artwork

Previous registration and year: PENDING 2008

VAu700-341 2006

New material included in claim: ADAPTATION OF DESIGN AND ADDITIONAL ARTISTIC WORK.

Rights and Permissions

Organization Name: UNITED FABRICS INTERNATIONAL, INC.

Name: SHAHARIAR SHAR SIMANTOB

Email: shar@unitedfabric.com

Telephone: 213749-820-0115

Address: 1723 SOUTH CENTRAL AVE.

LOS ANGELES, CA 90021 United States

Certification

Name: SHAHARIAR SHAR SIMANTOB

Date: January 28, 2009

EXHIBIT 2









EXHIBIT 3



Certificate of Registration



This Certificate issued under the seal of the Copyright Office in accordance with title 17, *United States Code*, attests that registration has been made for the work identified below. The information on this certificate has been made a part of the Copyright Office records.

Marybeth Peters

Register of Copyrights, United States of America

Registration Number
VAu 1-029-370

Effective date of
registration:
June 15, 2010

Title

Title of Work: 2010 GEO-FLORAL COLLECTION III

Contents Titles: 8574,8573, 8572, 8571, 8570, 8569, 8566, 8564, 8563, 8562, 8561, 8560, 8559, 8558, 8557, 8556, 8555, 8554, 6067, 4250, 4249, 2237, 2228, 0118, 0117, M128, M127, M126, A094, A093, A091, A090.

Completion/Publication

Year of Completion: 2010

Author

■ **Author:** UNITED FABRICS INTERNATIONAL, INC.

Author Created: 2-D artwork

Work made for hire: Yes

Citizen of: United States

Copyright claimant

Copyright Claimant: UNITED FABRICS INTERNATIONAL, INC.

1723 SOUTH CENTRAL AVE., LOS ANGELES, CA, 90021, United States

Limitation of copyright claim

Material excluded from this claim: 2-D artwork, PRINT FRESH 18-0272-HO, MUSTIC STYLE CH 9322, STUDIO 33 SP00900515, CONTROMODA BE00900661, STUDIO BERNINI A-12-B-17, LINEASTUDIO40434AR, CONTROMODA SAP0900511, MUSTIC STYLE CH 9322, ELLE2 DISEGNI 722085, MOSAIQUE 722047, LINEA STUDIO 40815, THE COLOR FIELD MC 6027, STUDIO BERNINI A-09-YY-4, STUDIO BERNINI B-03-D-69, LINEA STUDIO 40815, SR EUROPEAN DESIGN 718069, CONTROMODA-SEL0700345, CLASSY COLLECTION SMS0900805, THE COLOR FIELD MG2968, COLORFIELD KF1762, STUDIO BERNINI A-12-A-32, STUDIO BERNINI A-12-B-27.

Previous registration and year: Vau 1-019-076 2010

VA 1-013-536 2010

New material included in claim: 2-D artwork, ADAPTATION OF DESIGN AND ADDITIONAL ARTISTIC WORK.

Rights and Permissions

Organization Name: United Fabrics International, Inc.

Name: SHAHARIAR SHAR SIMANTOB

Email: shar@unitedfabric.com

Telephone: 213-749-8200

Address: 1723 SOUTH CENTRAL AVE

LOS ANGELES, CA 90021 United States

Certification

Name: SHAHARIAR SHAR SIMANTOB

Date: June 15, 2010



EXHIBIT 4



95% POLYESTER
5% SPANDEX
WASHABLE
MACHINE WASH COLD
WITH LIKE COLORS
DO NOT BLEACH
TUMBLE DRY LOW
COOL IRON IF NEEDED
CUT# 68312
STYLE# 7094J536

ROSS
DRESS FOR LESS



Stephen M. Doniger, Esq. (SBN 179314)
Scott A. Burroughs, Esq. (SBN 235718)
DONIGER / BURROUGHS APC
300 Corporate Pointe, Suite 355
Culver City, California 90230
Telephone: (310) 590-1820

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED FABRICS INTERNATIONAL, INC., a
California Corporation

PLAINTIFF(S)

v.

DESIGN COLLECTION, INC., a California
Corporation; et al.
(See Attached "Schedule A")

DEFENDANT(S).

CASE NUMBER

CV11 02541 DSF PLA_x

SUMMONS

TO: DEFENDANT(S): _____

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached ☒ complaint ☐ _____ amended complaint ☐ counterclaim ☐ cross-claim or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, Scott A. Burroughs, Esq. SBN 235718, whose address is DONIGER / BURROUGHS APC 300 Corporate Pointe, Ste. 355 Culver City, CA 90230. If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Clerk, U.S. District Court

Dated: MAR 25 2011

By: CHRISTOPHER POWERS
Deputy Clerk

(Seal of the Court)

[Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States. Allowed 60 days by Rule 12(a)(3)].

“SCHEDULE A”

UNITED FABRICS INTERNATIONAL, INC., a California Corporation,

Plaintiff,

vs.

DESIGN COLLECTION, INC., a California Corporation; ROSS STORES, INC., a California Corporation; G.S.L., INC., a California Corporation; JODI KRISTOPHER, INC., a New York Corporation; PRIDE & JOYS, INC., a New York Corporation; LARRY HANSEL CLOTHING, LLC, a New York Corporation; MACYS RETAIL HOLDINGS, INC., an Ohio Corporation; and DOES 1-10,

Defendants.

UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET

I (a) PLAINTIFFS (Check box if you are representing yourself <input type="checkbox"/>) UNITED FABRICS INTERNATIONAL, INC., a California Corporation		DEFENDANTS DESIGN COLLECTION, INC., a California Corporation; et al.																									
(b) Attorneys (Firm Name, Address and Telephone Number. If you are representing yourself, provide same.) Scott A. Burroughs, Esq. (SBN 235718) scott@donigerlawfirm.com DONIGER / BURROUGHS APC 300 Corporate Pointe, Suite 355 Culver City, California 90230 (310) 590-1820		Attorneys (If Known)																									
II. BASIS OF JURISDICTION (Place an X in one box only.) <input type="checkbox"/> 1 U.S. Government Plaintiff <input checked="" type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)		III. CITIZENSHIP OF PRINCIPAL PARTIES - For Diversity Cases Only (Place an X in one box for plaintiff and one for defendant.) <table style="width:100%; border: none;"> <tr> <td style="width: 40%;"></td> <td style="width: 10%; text-align: center;">PTF</td> <td style="width: 10%; text-align: center;">DEF</td> <td style="width: 30%;"></td> <td style="width: 10%; text-align: center;">PTF</td> <td style="width: 10%; text-align: center;">DEF</td> </tr> <tr> <td>Citizen of This State</td> <td align="center"><input type="checkbox"/> 1</td> <td align="center"><input type="checkbox"/> 1</td> <td>Incorporated or Principal Place of Business in this State</td> <td align="center"><input type="checkbox"/> 4</td> <td align="center"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td align="center"><input type="checkbox"/> 2</td> <td align="center"><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business in Another State</td> <td align="center"><input type="checkbox"/> 5</td> <td align="center"><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td align="center"><input type="checkbox"/> 3</td> <td align="center"><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td align="center"><input type="checkbox"/> 6</td> <td align="center"><input type="checkbox"/> 6</td> </tr> </table>			PTF	DEF		PTF	DEF	Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
	PTF	DEF		PTF	DEF																						
Citizen of This State	<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business in this State	<input type="checkbox"/> 4	<input type="checkbox"/> 4																						
Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business in Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5																						
Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6																						
IV. ORIGIN (Place an X in one box only.) <input checked="" type="checkbox"/> 1 Original Proceeding <input type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court <input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify): <input type="checkbox"/> 6 Multi-District Litigation <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge																											
V. REQUESTED IN COMPLAINT: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (Check 'Yes' only if demanded in complaint.) CLASS ACTION under F.R.C.P. 23: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No MONEY DEMANDED IN COMPLAINT: \$ _____																											
VI. CAUSE OF ACTION (Cite the U.S. Civil Statute under which you are filing and write a brief statement of cause. Do not cite jurisdictional statutes unless diversity.)																											
VII. NATURE OF SUIT (Place an X in one box only.)																											
OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce/ICC Rates/etc. <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Act <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Info. Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes	CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loan (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Fed. Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury-Med Malpractice <input type="checkbox"/> 365 Personal Injury-Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 463 Habeas Corpus-Alien Detainee <input type="checkbox"/> 465 Other Immigration Actions	TORTS PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 American with Disabilities - Employment <input type="checkbox"/> 446 American with Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights	PRISONER PETITIONS <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General Habeas Corpus <input type="checkbox"/> 535 Death Penalty <input type="checkbox"/> 540 Mandamus/Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition FORFEITURE / PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs <input type="checkbox"/> 660 Occupational Safety /Health <input type="checkbox"/> 690 Other	LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act PROPERTY RIGHTS <input checked="" type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS-Third Party 26 USC 7609																						

CV11 02541

FOR OFFICE USE ONLY: Case Number: _____

AFTER COMPLETING THE FRONT SIDE OF FORM CV-71, COMPLETE THE INFORMATION REQUESTED BELOW.

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF CALIFORNIA
CIVIL COVER SHEET**

VIII(a). IDENTICAL CASES: Has this action been previously filed in this court and dismissed, remanded or closed? ☒ No ☐ Yes
If yes, list case number(s): _____

VIII(b). RELATED CASES: Have any cases been previously filed in this court that are related to the present case? ☒ No ☐ Yes
If yes, list case number(s): _____

Civil cases are deemed related if a previously filed case and the present case:

- (Check all boxes that apply) ☐ A. Arise from the same or closely related transactions, happenings, or events; or
☐ B. Call for determination of the same or substantially related or similar questions of law and fact; or
☐ C. For other reasons would entail substantial duplication of labor if heard by different judges; or
☐ D. Involve the same patent, trademark or copyright, and one of the factors identified above in a, b or c also is present.

IX. VENUE: (When completing the following information, use an additional sheet if necessary.)

(a) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named plaintiff resides.
☐ Check here if the government, its agencies or employees is a named plaintiff. If this box is checked, go to item (b).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
UNITED FABRICS INTERNATIONAL, INC. - Los Angeles County	

(b) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH named defendant resides.
☐ Check here if the government, its agencies or employees is a named defendant. If this box is checked, go to item (c).

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
DESIGN COLLECTION, INC. - California ROSS STORES, INC. - California G.S.L., INC. - California	JODI KRISTOPHER, INC. - New York PRIDE & JOYS, INC. - New York MACYS RETAIL HOLDINGS, INC. - Ohio LARRY HANSEL CLOTHING, LLC - New York

(c) List the County in this District; California County outside of this District; State if other than California; or Foreign Country, in which EACH claim arose.
 Note: In land condemnation cases, use the location of the tract of land involved.

County in this District:*	California County outside of this District; State, if other than California; or Foreign Country
Los Angeles County	

* Los Angeles, Orange, San Bernardino, Riverside, Ventura, Santa Barbara, or San Luis Obispo Counties

Note: In land condemnation cases, use the location of the tract of land involved

X. SIGNATURE OF ATTORNEY (OR PRO PER): _____ Date 03/24/2011

Notice to Counsel/Parties: The CV-71 (JS-44) Civil Cover Sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law. This form, approved by the Judicial Conference of the United States in September 1974, is required pursuant to Local Rule 3-1 is not filed but is used by the Clerk of the Court for the purpose of statistics, venue and initiating the civil docket sheet. (For more detailed instructions, see separate instructions sheet.)

Key to Statistical codes relating to Social Security Cases:

Nature of Suit Code	Abbreviation	Substantive Statement of Cause of Action
861	HIA	All claims for health insurance benefits (Medicare) under Title 18, Part A, of the Social Security Act, as amended. Also, include claims by hospitals, skilled nursing facilities, etc., for certification as providers of services under the program. (42 U.S.C. 1935FF(b))
862	BL	All claims for "Black Lung" benefits under Title 4, Part B, of the Federal Coal Mine Health and Safety Act of 1969. (30 U.S.C. 923)
863	DIWC	All claims filed by insured workers for disability insurance benefits under Title 2 of the Social Security Act, as amended; plus all claims filed for child's insurance benefits based on disability. (42 U.S.C. 405(g))
863	DIWW	All claims filed for widows or widowers insurance benefits based on disability under Title 2 of the Social Security Act, as amended. (42 U.S.C. 405(g))
864	SSID	All claims for supplemental security income payments based upon disability filed under Title 16 of the Social Security Act, as amended.
865	RSI	All claims for retirement (old age) and survivors benefits under Title 2 of the Social Security Act, as amended. (42 U.S.C. (g))

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

NOTICE OF ASSIGNMENT TO UNITED STATES MAGISTRATE JUDGE FOR DISCOVERY

This case has been assigned to District Judge Dale S. Fischer and the assigned discovery Magistrate Judge is Paul Abrams.

The case number on all documents filed with the Court should read as follows:

CV11- 2541 DSF (PLA~~x~~)

Pursuant to General Order 05-07 of the United States District Court for the Central District of California, the Magistrate Judge has been designated to hear discovery related motions.

All discovery related motions should be noticed on the calendar of the Magistrate Judge

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NOTICE TO COUNSEL

A copy of this notice must be served with the summons and complaint on all defendants (if a removal action is filed, a copy of this notice must be served on all plaintiffs).

Subsequent documents must be filed at the following location:

☒ **Western Division**
312 N. Spring St., Rm. G-8
Los Angeles, CA 90012

☐ **Southern Division**
411 West Fourth St., Rm. 1-053
Santa Ana, CA 92701-4516

☐ **Eastern Division**
3470 Twelfth St., Rm. 134
Riverside, CA 92501

Failure to file at the proper location will result in your documents being returned to you.